

DOCKET NO. PRES06-00217
CUSTOMER NO: 23990

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of : RONALD A. SCHACHAR
U.S. Serial No. : to be assigned
Filing Date : to be assigned
Prior U.S. Serial No. : 09/061,168
Prior Filing Date : April 16, 1998
Prior Examiner : D. Willse
Prior Group Art Unit : 3738
Title : SCLERAL PROSTHESIS FOR TREATMENT OF
PRESBYOPIA AND OTHER EYE DISORDERS

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING BY EXPRESS MAIL

Sir:

The undersigned hereby certifies that the following documents:

1. Utility Patent Application Transmittal (in duplicate);
2. Fee Transmittal for FY 2001 (in duplicate);
3. Preliminary Amendment;
4. Copy of Declaration for Parent Application;
5. Copy of Specification (35 pages) and Informal Drawings (10 sheets) from Parent Application;
6. Certificate of Mailing by Express Mail;
7. Check for \$710.00 for continuation application filing fee; and
8. Postcard receipt.

relating to the above application, were deposited as "Express Mail", Mailing Label No. ET649646652US with the United States Postal Service, addressed to: BOX PATENT APPLICATION, Commissioner for Patents, Washington, D.C. 20231, on August 27, 2001.

Date: Aug. 27, 2001

J. A. Zivda
Mailer

Date: Aug. 27, 2001
Docket Clerk

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00940722-082701
FOZ280-22404660

08/27/01
1c772 U.S. PTO

08-29-01

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PTO/SB/05 (08-00)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. PRES06-00217
First Inventor Ronald A. Schachar
Title SCLERAL PROSTHEIS FOR TREATMENT OF PRESBYOPIA AND OTHER EYE DISORDERS
Express Mail Label No.

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
 - ☐ Applicant claims small entity status.
See 37 CFR 1.27.
 - ☒ Specification (Total Pages - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
 - ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets - Oath or Declaration [Total Pages - ☐ Newly executed (original or copy)
 - ☒ Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 17 completed)
 - ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - ☐ Computer Readable Form (CRF)
 - Specification Sequence Listing on:
 - ☐ CD-ROM or CD-R (2 copies); or
 - ☐ paper
 - ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
- ☒ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Other: Certificate of Mailing by Express Mail

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09 / 061,168
Prior application information: Examiner D. Willse Group / Art Unit: 3738

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label ☒ 23990 (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

| | | | | | |
|---------|--------------------|-----------|--------------|----------|--------------|
| Name | Docket Clerk | | | | |
| Address | P.O. Drawer 800889 | | | | |
| City | Dallas | State | Texas | Zip Code | 75380 |
| Country | U.S.A. | Telephone | 214-922-9221 | Fax | 214-969-7557 |

| | | | |
|-------------------|-------------------------|-----------------------------------|--------------------|
| Name (Print/Type) | William A. Munck | Registration No. (Attorney/Agent) | 39,308 |
| Signature | <i>William A. Munck</i> | | Date Aug. 27, 2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 710.00

Complete if Known

Application Number

Filing Date

First Named Inventor

Ronald A. Schachar

Examiner Name

Group Art Unit

Attorney Docket No.

PRES06-00217

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-0208

Deposit
Account
Name

Novakov Davis

- ☒
- Charge Any Additional Fee Required
-
- Under 37 CFR 1.16 and 1.17

- ☐
- Applicant claims small entity status.
-
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

- ☒
- Check
- ☐
- Credit card
- ☐
- Money
-
- Order
- ☐
- Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

| Code (\$) | Code (\$) | Code (\$) | Code (\$) | Code (\$) | Fee Description | Fee Paid |
|-----------|-----------|-----------|-----------|-----------|------------------------|----------|
| 101 | 710 | 201 | 355 | | Utility filing fee | 710.00 |
| 106 | 320 | 206 | 160 | | Design filing fee | |
| 107 | 490 | 207 | 245 | | Plant filing fee | |
| 108 | 710 | 208 | 355 | | Reissue filing fee | |
| 114 | 150 | 214 | 75 | | Provisional filing fee | |

SUBTOTAL (1) (\$ 710.00

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 20 | -20** = -0- | 18.00 | |
| 3 | -3** = -0- | 80.00 | |
| Multiple Dependent | | 270.00 | |

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

| Code (\$) | Code (\$) | Code (\$) | Code (\$) | Code (\$) | Fee Description | Fee Paid |
|-----------|-----------|-----------|-----------|-----------|--|----------|
| 103 | 18 | 203 | 9 | | Claims in excess of 20 | |
| 102 | 80 | 202 | 40 | | Independent claims in excess of 3 | |
| 104 | 270 | 204 | 135 | | Multiple dependent claim, if not paid | |
| 109 | 80 | 209 | 40 | | ** Reissue independent claims over original patent | |
| 110 | 18 | 210 | 9 | | ** Reissue claims in excess of 20 and over original patent | |

SUBTOTAL (2) (\$ 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Fee Fee Fee Fee

Code (\$ Code (\$ Code (\$ Code (\$

Fee Description

Fee Paid

| Code (\$) | Code (\$) | Code (\$) | Code (\$) | Code (\$) | Fee Description | Fee Paid |
|-----------|-----------|-----------|-----------|-----------|--|----------|
| 105 | 130 | 205 | 65 | | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 | 25 | | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | | For filing a request for <i>ex parte</i> reexamination | |
| 112 | 920* | 112 | 920* | | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | | Extension for reply within second month | |
| 117 | 890 | 217 | 445 | | Extension for reply within third month | |
| 118 | 1,390 | 218 | 695 | | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | | Notice of Appeal | |
| 120 | 310 | 220 | 155 | | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | | Design issue fee | |
| 144 | 600 | 244 | 300 | | Plant issue fee | |
| 122 | 130 | 122 | 130 | | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | | Petitions related to provisional applications | |
| 126 | 240 | 126 | 240 | | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | 249 | 355 | | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 710 | 279 | 355 | | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$

SUBMITTED BY

Name (Print/Type)

William A. Munck

Registration No.
(Attorney/Agent)

39,308

Complete (if applicable)

Telephone

214-922-9221

Signature

Date

Aug. 22, 2001

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